

ORIGINAL

(Rev. 4/77)

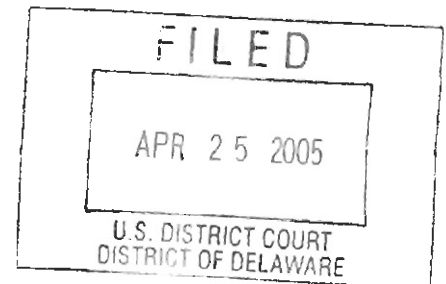
FORM TO BE USED BY A PRISONER IN FILING A COMPLAINT
UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. §1983

05 - 241

UNITED STATES DISTRICT COURT
DISTRICT OF DELAWAREEMANUEL Redden

(Enter above the full name of the plaintiff in this action)

v.

Correctional OfficerDIEZ

(Enter above the full name of the defendant(s) in this action)

I. Previous lawsuits

A. Have you begun other lawsuits in state or federal courts dealing with the same facts involved in this action or otherwise relating to your imprisonment?
YES [X] NO []

B. If your answer to A is yes, describe the lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline).

1. Parties to this previous lawsuit

Plaintiffs EMANUEL ReddenDefendants WARDEN KEARNEY, Sergeant
Dukes, /o Walker

2. Court (if federal court, name the district; if state court, name the county)

DELAWARE

3. Docket number

N/A

4. Name of judge to whom case was assigned

N/A

5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?)

Pending

6. Approximate date of filing lawsuit

Pending

7. Approximate date of disposition

II. A. Is there a prisoner grievance procedure in this institution? Yes [☒] No []

B. Did you present the facts relating to your complaint in the state prisoner grievance procedure? Yes [☒] No []

C. If your answer is YES,

1. What steps did you take?

I filed a grievance

2. What was the result?

my grievance against
PO DIER was upheld after an
investigation.

D. If your answer is NO, explain why not

E. If there is no prison grievance procedure in the institution, did you complain to prison authorities? Yes [] No []

F. If your answer is YES,

1. What steps did you take?

2. What was the result?

III. Parties

(In item A below, place your name in the first blank and place your present address in the second blank. Do the same for additional plaintiffs, if any.)

A. Name of Plaintiff EMANUEL Redden
 Address Delaware Correctional Center, Smyrna, De
19977

(In item B below, place the full name of the defendant in the first blank, his official position in the second blank, and his place of employment in the third blank. Use item C for the names, positions, and place of employment of any additional defendants.)

B. Defendant Officer Diez is employed as Correctional Officer at Sussex Correctional Inst.
Georgetown, De. 19947

C. Additional Defendants _____

IV. Statement of Claim

(State here as briefly as possible the facts of your case. Describe how each defendant is involved. Include also the names of other persons involved, dates, and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Use as much space as you need. Attach extra sheet if necessary.)

On the night of August 28, 2004, while sitting
at a card table - 90 Diez struck me on
the right side of my neck, intentionally,
with his right forearm as he was walking
pass me. I reported the assault to his
supervisor Sergeant Biles - 90 Diez just laughed
and walked away.

V. Relief

(State briefly exactly what you want the court to do for you. Make no legal arguments.
Cite no cases or statutes.)

I like the court to grant me \$10,000.00
in punitive damages against Co Dietz.
And I'm also requesting \$8,500.00
in compensatory damages.

Signed this 2nd day of April, 2005

Emanuel Redden
(Signature of Plaintiff)

I declare under penalty of perjury that the foregoing is true and correct.

April 2, 2005
Date

Emanuel Redden
(Signature of Plaintiff)

I/M Emanuel Redden

SBI# 092507 UNIT 8H4

DELAWARE CORRECTIONAL CENTER

1181 PADDOCK ROAD

SMYRNA, DELAWARE 19977



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